

**CALENDAR ITEM
C24**

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S 1

08/11/09
PRC 4267.1
N. Lee

REVISION OF RENT

LESSEES:

Richard M. Lonergan and Mary Halsted Lonergan, Trustees of the Richard M. Lonergan and Mary Halsted Lonergan Living Trust Agreement dated September 30, 1983

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, adjacent to 7078 West Lake Boulevard, near Tahoma, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of an existing pier, two mooring buoys, and a swim float as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning May 19, 2004.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff conducted a review of the rent under this lease, and recommends that the rent be revised from \$93 per year to \$340 per year, effective May 19, 2009.

No monetary consideration for the pier and two mooring buoys pursuant to Public Resources Code Section 6503.5.

OTHER PERTINENT INFORMATION:

The Lessees qualify for rent-free use of the pier and two mooring buoys because the Lessees are natural persons who own the littoral land that is improved with a single family dwelling pursuant to Public Resources Code 6503.5. The swim float does not qualify for rent-free status because it is a facility not constructed for the docking and mooring of boats.

CALENDAR ITEM NO. **C24** (CONT'D)

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE REVISION OF RENT FOR LEASE NO. PRC 4267.1 FROM \$93 PER YEAR TO \$340 PER YEAR, EFFECTIVE MAY 19, 2009.